

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ned HOFFMAN

Serial No.: 09/441,107 Art Unit: 3627

Filed: November 16, 1999 Examiner: Joseph A. FISCHETTI

Confirm No.: 3861

For: SYSTEM AND METHOD FOR TOKENLESS BIOMETRIC
ELECTRONIC SCRIP

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed October 26, 2007, finally rejecting claims 1, 2, 4, 6, 7, 16, 22, and 45-48. The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

- ☒ other than a small entity
☐ small entity. Verified statement ☐ attached ☐ already filed on
_____.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

- | | | |
|-------------------------------------|---------------------------|----------|
| <input type="checkbox"/> | small entity | \$250.00 |
| <input checked="" type="checkbox"/> | other than a small entity | \$500.00 |

Notice of Appeal fee due

\$ 500

3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 CFR 1.191 are subject to the provision of #1.136 for patent applications 37 CFR 1.191(d). But see 37 CFR 1.645 for extension of time in interference proceedings and 37 CFR 1.550(c) for extension of time in reexamination proceedings).

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- (a) ☒ Applicant petitions for an extension of time under 37 CFR 1.17 (a)-(d) for the total number of months checked below:

Extension Fee:

	<u>Months</u>	<u>Small Entity</u>	<u>Other Than Small Entity</u>
<input type="checkbox"/>	one month	\$ 60.00	\$ 120.00
<input checked="" type="checkbox"/>	two months	\$ 225.00	\$ 450.00
<input type="checkbox"/>	three months	\$ 510.00	\$ 1,020.00
<input type="checkbox"/>	four months	\$ 795.00	\$ 1,590.00

If an additional extension of time is required, please consider this a petition therefor.

Extension fee due with this request

\$ 450

or

- (b) ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 500
Extension fee \$ 450

TOTAL FEE DUE

\$ 950

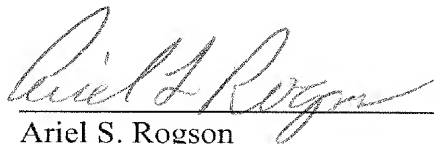
5. FEE PAYMENT

- ☒ Payment of fees is made via electronic filing system authorizing credit card payments for the Notice of Appeal Fee and Petition.
- ☒ In the event of computer malfunction, Applicant requests that any fees be charged to deposit account number 13-1703.
- ☒ Any deficiency or overpayment for extensions of time or claims should be charged or credited to deposit account number 13-1703.

Customer No. 60460

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.



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